

## **DRAFT BOARD FOR GEOLOGY MINUTES**

The Board for Geology met on March 7, 2011, at the Department of Professional and Occupational Regulation, Perimeter Center, 9960 Mayland Drive, Richmond, Virginia. The following members were present:

J. Meade R. Anderson  
Junzhe James Liu  
Robin E. Reed  
David Spears  
Katherine S. White

The following board member was not present:

Warren “Ted” Dean

Staff present for all or part of the meeting:

Mark Courtney, Deputy Director of Licensing and Regulation  
David E. Dick, Executive Director  
Michele Atkinson, Board Administrator  
Jill Hrynciw, Board Administrator  
Earlyne Perkins, Legal Analyst  
Sheila Watkins, Administrative Assistant

Representative from the Office of the Attorney General present for the meeting:

Joshua N. Lief, Senior Assistant Attorney General

J. Meade R. Anderson, Chair, called the meeting to order at 9:15 a.m.

### **Call to Order**

Ms. White moved to approve the agenda. Ms. Reed seconded the motion which was unanimously approved by members: Anderson, Reed, Liu, Spears, and White. Dean was absent.

### **Approval of Agenda**

Ms. White moved that the Board approve the minutes of the October 26, 2011, meeting with one correction, adding “Senior” to Joshua Lief’s title. Mr. Spears seconded the motion, which was unanimously approved by members: Anderson, Reed, Liu, Spears, and White. Dean was absent.

### **Approval of Minutes**

Ms. White moved that the Board approve the January 20, 2012 IFF minutes. Ms. Reed seconded the motion, which was unanimously approved by members: Anderson, Reed, Liu, Spears, and White. Dean was absent.

There were no comments made to the Board.

**Public Comment**

In the matter of **License Application File Number 2012-01748, John Carlton Bullock**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference (IFF).

**File Number**  
**2012-01748**  
**John Carlton Bullock**

**Applicant John Carlton Bullock** appeared at the IFF along with his witness Attorney Michele Burke. Bullock and Burke attended the Board meeting. They both addressed the Board and shared their agreement with the hearing officer's recommendation.

The Presiding Officer **Mrs. Brigil** did not participate in the discussion and did not vote.

After discussion, **Mr. Spears** offered a motion that was seconded by **Mr. Liu** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant the exam waiver.

The Board chair, Anderson, opened the floor for discussion. Participating in the discussion was: Reed, Anderson and Counsel Lief.

Following the discussion, a suggestion was offered by Ms. White and seconded by Ms. Reed to have the Board go into closed session.

At 9:40 a.m., David Dick, Executive Director read the following motion language necessary to enter closed session: Mr. Chairman, I move that this meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel pertaining to legal matters within the jurisdiction of the Board as permitted by 2.2-3711.A.7 of the Code of Virginia. The following non-members will be in attendance to reasonably aid the consideration of the topic: David Dick, Mark Courtney and Joshua Lief.

**Closed Session**

This motion is made with respect to the matter(s) identified as agenda item(s) V. File Number 2012-01748 John Carlton Bullock.

Board Member White moved the motion read by Mr. Dick to go into closed session at 9:41 a.m. and Board Member Reed seconded the motion. The motion passed by unanimous roll call vote of members. Members voting "yes" were: Reed, White, Anderson, Liu, and Spears. Dean was not present. At 9:41 a.m., the Board went into closed session.

At 10:08 a.m., David Dick, executive Director read the following statement:

**Certification of Closed Meeting**

WHEREAS, the Board for Geology has convened a closed meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, § 2.2-3712 of the *Code of Virginia* requires a certification by this Board for Geology that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board for Geology hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board for Geology.

Call for vote (each member must answer "Aye" or Nay")

J. Meade R. Anderson, "Aye"  
Warren Dean, absent during the meeting  
Junzhe James Liu, "Aye"  
Robin E. Reed, "Aye"  
David Spears, "Aye"  
Katherine S. White, "Aye"

The chair asked the Board to vote on the motion on the floor to adopt the hearing officer's recommendation and waive the examination for John Carlton Bullock. The motion was unanimously adopted. Members voting "yes" were: Anderson, Liu, Reed, Spears and White. Dean was absent.

**File Number**  
**2012-01748**

The Board members reviewed the following applications:

**Review of Applications**

**Reviewed for Examination:**

1. Margaret E. Dascenzo
2. Anthony Wayne Hess
3. Deniz Karadeniz
4. Janet Lynn DeTore
5. Anthony Lee Sharp

6. Jessica Eras Burleigh

**Reviewed for Waiver of Examination:**

1. Christopher L. Calejari
2. Howard Daniel Harman, Jr.

**Reviewed for Reinstatement:**

1. Peter Hongcheng Li
2. Jeffery Scott Duncan

**Approved for Examination:**

1. Janet Lynn DeTore

**Vote on Applications  
Review**

After discussion, a motion was offered by Mr. Spears and seconded by Ms. Reed to approve Ms. DeTore to take the ASBOG examination because: she has never been tested by any other state, she has never been certified or licensed by any other state; and applicant just made 12 years.

The motion was approved by unanimous vote: Members voting “yes” were: Spears, Anderson, White, Reed and Liu. Dean was absent.

After further discussion, Ms. Reed moved to approve the following applications:

**Approved for Examination:**

2. Margaret E. Dascenzo
3. Anthony Wayne Hess
4. Deniz Karadeniz
5. Anthony Lee Sharp
6. Jessica Eras Burleigh

**Approved for Waiver of Examination:**

1. Christopher L. Calejari
2. Howard Daniel Harman, Jr.

**Approved for Reinstatement:**

1. Peter Hongcheng Li

2. Jeffery Scott Duncan

Ms. White seconded the motion which was unanimously approved by members: Anderson, Reed, Liu, Spears, and White. Mr. Dean was absent.

Director, Gordon Dixon addressed the Board. He gave them an overview of the latest general assembly actions that are related to this Board and the DPOR agency.

DPOR's Budget Director, Jeffrey Waite gave a Board for Geology, analysis of Fee Structure and Financial Position. The last fee adjustment for this Board was 2006. The last fee increase was 1995. Board expenses have increased. The Board's merger with the Board for Professional Soil Scientists and Wetland Professionals needs to be considered and factored in if it occurs. Revenues should be sufficient, but not excessive. The Board must comply with the Callahan Act. Mr. Waite entertained questions and discussion. Mr. Waite noted that staff recommends the Board consider initiating a notice of intended regulatory action for fee adjustment.

After discussion, Ms. Reed offered a motion seconded by Ms. White to have DPOR staff initiate a notice of intended regulatory action for a fee adjustment. The motion was approved by unanimous vote. Members voting "yes" were: Spears, Anderson, White, Reed and Liu. Mr. Dean was not present.

The Board discussed the progress of the Fast Track regulations for the FG (Fundamentals of Geology) Examination and GIT (Geologist-in-Training) Designation. Mr. Dick explained the steps of the Administrative Process Act and indicated that the proposed regulations are currently in the Office of the Governor for review. As of this meeting date, they've been there for 124 days.

The Board discussed the agenda for the ASBOG Council of Examiners (COE) Workshop, and Mr. Anderson indicated he is trying to work out his schedule so that he can attend the workshop to represent the Virginia Board.

**Other Board Business**  
**Director's Report**

**Fee Adjustment**  
**Jeffrey Waite, Budget**  
**Director**

**Pending Regulatory**  
**Activity – FG**  
**Examination/GIT**  
**Designation**

**ASBOG Council of**  
**Examiners (COE)**  
**Workshop – April 13-14,**  
**2012, Louisville, KY**

**Future Meeting Dates**

- Wednesday, June 13, 2012
- Wednesday, September 12, 2012
- Wednesday, December 5, 2012

The Board members were reminded to please complete their Conflict of Interest forms and Travel Vouchers and to leave the signed documents on their desks.

**Conflict of Interest Forms  
and Travel Vouchers**

There being no further business, the meeting adjourned at 12:20 p.m.

**Adjournment**

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J. Meade R. Anderson, Chair

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Gordon Dixon, Secretary